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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

IN RE OPTICAL DISK DRIVE PRODUCTS  
ANTITRUST LITIGATION

MDL Docket No. 3:10-md-02143-RS-JCS

Case No. 3:13-cv-5371-RS

This document relates to:

Hewlett-Packard Company,  
Plaintiff,

v.

LG Electronics, Inc., et al.,  
Defendants.

**STIPULATION AND [PROPOSED]  
ORDER REGARDING BRIEFING  
SCHEDULE FOR DEFENDANTS'  
MOTION TO DISMISS HP'S SECOND  
AMENDED COMPLAINT**

Hon. Richard Seeborg

Plaintiff HP and Defendants, through the undersigned counsel, request that the Court enter the following order setting a briefing schedule for anticipated motions to dismiss the Second Amended Complaint.

WHEREAS, on May 23, 2014, the Court signed a Stipulation and Order permitting HP to file a Second Amended Complaint and granting Defendants 45 days to respond to that complaint (Dkt. 33);

WHEREAS, HP filed its Second Amended Complaint on June 23, 2014 (Dkt. 36);

WHEREAS, Defendants' responses to the Second Amended Complaint are due on August 7, 2014;

WHEREAS, the parties anticipate that there will be at least one motion to dismiss filed and have conferred and reached agreement on a briefing schedule for any such motion;

WHEREAS, the parties have agreed on a briefing schedule that places these motions on the same calendar as the motion to dismiss in the companion HP case in this MDL;

NOW, THEREFORE, it is stipulated by and between the undersigned parties, subject to Court approval, that the following briefing schedule shall apply to any motions to dismiss the Second Amended Complaint: any motion to dismiss shall be due no later than August 7, 2014; any opposition shall be due no later than September 11, 2014; and any reply shall be due no later than October 2, 2014.

IT IS SO STIPULATED

**BARTLIT BECK HERMAN  
PALENCHAR & SCOTT LLP**

/s/ Lester C. Houtz  
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Attorneys for Plaintiff  
HEWLETT-PACKARD COMPANY

**EIMER STAHL LLP**

/s/ Nathan P. Eimer  
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LG Electronics, Inc. and LG Electronics USA,  
Inc.

**ROPES & GRAY LLP**

/s/ Mark S. Popofsky

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Data Storage Korea, Inc.

**JONES DAY**

/s/ Eric P. Enson

Eric P. Enson

Attorneys for Defendants

Pioneer North America, Inc.; Pioneer  
Electronics (USA) Inc.; Pioneer Corporation;  
Pioneer High Fidelity Taiwan Co., Ltd.; and  
Pioneer Digital Design & Manufacturing  
Company

**ATTESTATION**

Pursuant to Rule 5-1(i)(3) of the Local Rules of Practice in Civil Proceedings Before the  
United States District Court for the Northern District of California, I hereby attest that  
concurrence in the filing of this document has been obtained from each of the other signatories.

Dated: July 22, 2014

/s/ Lester C. Houtz

Lester C. Houtz

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: 7/22, 2014



Honorable Richard Seeberg  
United States District Judge